

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CRM-M-17281-2019

Date of Decision : 16.01.2020

Ajay Kumar

....Petitioner

Versus

State of Haryana

...Respondent

CORAM : HON'BLE MR.JUSTICE TEJINDER SINGH DHINDSA

...

Present: Mr.Parminder Singh Sekhon, Advocate
for the petitioner.

Mr. Siddharth Sanwaria, DAG, Haryana.

...

TEJINDER SINGH DHINDSA, J.(ORAL)

Instant petition has been filed under Section 438 of the Code of Criminal Procedure seeking concession of pre-arrest bail to the petitioner in case FIR No.160 dated 30.07.2018 registered under Sections 420 and 406 IPC at Police Station Bilaspur, District Yamuna Nagar.

On 16.05.2019, the following order was passed by this Court :-

“This is the second petition preferred by the petitioner under Section 438 Cr.P.C seeking concession of pre-arrest bail in case FIR No.160 dated 30.7.2018 registered under sections 420, 406 I.P.C at Police Station, Bilaspur, District Yamuna Nagar.

FIR was registered on the complaint of Sukhbir Singh.

Allegations in a nutshell are that the complainant has been duped of a sum of Rs.8 lakh on the pretext of sending his son Vishal abroad. Allegations are against the present petitioner as also co-accused Sanjeev Kumar @ Sanju and Tarun.

In so far as the present petitioner is concerned, a sum of Rs.1 lakh was alleged to have been deposited by the complainant in his account on 17.5.2017 and thereafter a further sum of Rs.91,000/- was credited in the accounts of the petitioner as also co-accused Tarun by way of RTGS.

During the course of hearing today, learned counsel representing both the complainants Sukhbir Singh as also Hakam Singh states that a compromise has since been effected with the petitioner herein.

On a specific query having been put, learned State counsel upon instructions from ASI Gyan Singh states that the petitioner is not involved in any other FIR.

List on 5.8.2019.

In the meanwhile, petitioner is directed to join investigation.

In the event of arrest, the petitioner shall be released on interim bail subject to the satisfaction of the Arresting Officer/Investigating Officer. The petitioner shall join investigation as and when called upon to do so

and he shall remain bound by the conditions as envisaged under Section 438(2) Cr.P.C.”

Learned State counsel upon instructions from SI Gian Singh, EOW, Yamuna Nagar apprised the Court that the petitioner has since joined the investigation. That apart, there is no rebuttal to the observations made by this Court while staying the arrest of the petitioner.

In view of the above, petition is allowed. Order dated 16.05.2019 passed by this Court is made absolute.

16.01.2020
dss

(TEJINDER SINGH DHINDSA)
JUDGE

Whether speaking/reasoned	Yes
Whether reportable	No